

MEMORANDUM

Agenda Item No. 14(A)(2)

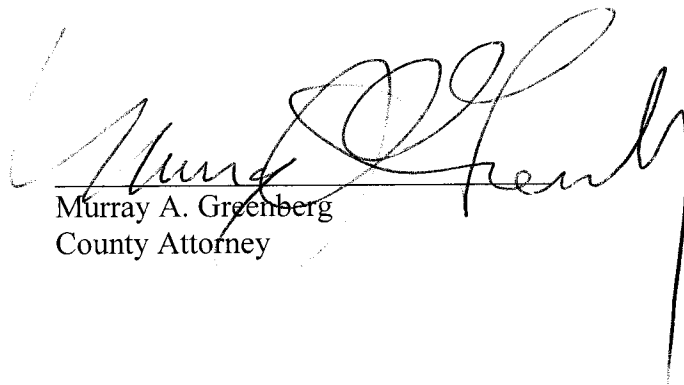
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: October 18, 2005

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution Urging the
Florida Legislature to
Expand the Uses of the
Food and Beverage Tax
for Homeless Programs
to Include not only
Construction and Operation
Of Domestic Violence Centers
But Also Other Domestic
Violence Programs

The accompanying resolution was prepared and placed on the agenda at the request of
Commissioner Natacha Seijas.



Murray A. Greenberg
County Attorney

MAG/dc



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: October 18, 2005

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 14(A)(2)

Please note any items checked.

- ☒ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☒ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(2)
10/18/05

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO
EXPAND THE USES OF THE FOOD AND BEVERAGE TAX
FOR HOMELESS PROGRAMS TO INCLUDE NOT ONLY
CONSTRUCTION AND OPERATION OF DOMESTIC
VIOLENCE CENTERS BUT ALSO OTHER DOMESTIC
VIOLENCE PROGRAMS

WHEREAS, in 1993, local business leaders and elected officials successfully advocated the Florida Legislature to authorize certain counties, including Miami-Dade County, to levy a one-percent food and beverage tax at certain restaurants to support homeless programs; and

WHEREAS, the tax has generated approximately \$6 million per year for homeless programs in Miami-Dade County; and

WHEREAS, this one-percent food and beverage tax has served as a dedicated funding source for homeless programs in Miami-Dade County, including emergency homeless shelters, and food, clothing, medical care, counseling, alcohol and drug abuse treatment, mental health treatment, employment, training, education, and housing for the homeless; and

WHEREAS, state law governing the food and beverage tax for homeless programs provides that not less than 15 percent of funds generated shall be made available for construction and operation of domestic violence centers; and

WHEREAS, the state statute does not allow funds to be expended on domestic violence programs other than the construction and operation of domestic violence centers; and

WHEREAS, there is a great need for additional funding for domestic violence programs,
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to pass legislation expanding the uses of the food and beverage tax for homeless programs to include not only construction and operation of domestic violence centers but also other domestic violence programs.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Chair and members of the Miami- Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2006 State Legislative Package.

The foregoing resolution was sponsored by Commissioner Natacha Seijas and offered by
Commissioner _____, who moved its adoption. The motion was seconded by
Commissioner _____ and upon being put to a vote, the vote was as follows:

| | |
|-------------------------------|--------------------------|
| Joe A. Martinez, Chairman | |
| Dennis C. Moss, Vice-Chairman | |
| Bruno A. Barreiro | Dr. Barbara Carey-Shuler |
| Jose "Pepe" Diaz | Carlos A. Gimenez |
| Sally A. Heyman | Barbara J. Jordan |
| Dorin D. Rolle | Natacha Seijas |
| Katy Sorenson | Rebeca Sosa |
| Sen. Javier D. Souto | |


The Chairman thereupon declared the resolution duly passed and adopted this 18th day of October, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jess M. McCarty